

R.S.A. NO. 424 OF 2015

02. 25.02.2016 Upon hearing the learned counsel for the appellant and on perusal of judgment of the courts below, this Court having felt that the petitioner would be prejudicially affected and thus is aggrieved by the judgment and decree passed in R.F.A. No. 17/06/02 of 2006/07/13 confirming the judgment and decree passed by the trial court in Civil Suit No. 34 of 2004. Leave is granted.

Heard the learned counsel for the appellant in the matter admission.

The appeal is admitted on the substantial questions of law as indicated in (B), (E) & (F) at page 5 & 6 of the memorandum of appeal.

Issue notice to the respondents by registered post with AD. Steps be taken within a week hence. In that event, notice be issued, fixing short returnable date.

List this appeal immediately after service of notice upon the respondents.

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D. Dash, J.

MISC. CASE NO. 987 OF 2015

03. 25.02.2016 Heard.

Issue notice as above.

In the peculiar facts and circumstances of this case and upon hearing the learned counsel for the appellant, as an interim, it is ordered that the stay operation of the judgment and decree passed in R.F.A. No. 17/06/02 of 2006/07/13 confirming the judgment and decree in T.S. No. 152 of 1994 shall remain stayed till next date of listing.

Urgent certified copy of the order be granted on proper application.

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D. Dash, J.

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